

**TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE**



FISCAL NOTE

SB 1682 - HB 1663

March 9, 2009

SUMMARY OF BILL: Requires a pharmacist, pharmacy technician, or pharmacy intern to maintain an electronic register of any person who purchases a product containing an immediate methamphetamine precursor and to submit an electronic record to the Tennessee Bureau of Investigation (TBI) in real-time and in compliance with TBI's electronic specifications. Broadens the current requirements of the register to include the purchaser's date of birth and address. Requires the TBI to establish and administer a state electronic purchase log, capable of checking compliance with all state, local, and federal laws. The log must be kept for two years and is subject to inspection by city, county, or state law enforcement officers.

ESTIMATED FISCAL IMPACT:

Increase State Revenue – Not Significant

Increase State Expenditures – Not Significant

Increase Local Revenue – Not Significant

Increase Local Expenditures – Not Significant

Assumptions:

- Under current law, the pharmacist, pharmacy technician, or pharmacy intern has the authority to maintain either a written or electronic register of any person who purchases a product containing an immediate methamphetamine precursor. Deleting the flexibility for the pharmacy to maintain a written record and deleting the requirement that the pharmacy retain the written record for at least a year will not have a significant impact on the state according to the Board of Pharmacy and the Department of Health.
- Any increase in expenditures for the TBI can be accommodated within existing resources without an increased appropriation or reduced reversion.
- Violation is a Class A misdemeanor punishable by fine only. If the violator is a licensed pharmacy or pharmacist, the violation must be reported to the Board of Pharmacy for review and appropriate action.

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- A small increase in cases in the court system, which will result in additional state and local government expenditures for processing the cases and additional state and local government revenue from fees, taxes and costs collected. These expenditures and revenue are estimated to be not significant.

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "James W. White". The signature is written in a cursive style with a large, stylized "J" and "W".

James W. White, Executive Director

/lsc